

UNITED STATES DISTRICT COURT
OF NEBRASKA

CIVIL COMPLAINT

Ray D. Wolfe

)

Civil Action:

v.

)

No: 4:22CV3257

Sandhills Global, c/o CEO Tom Peed

)

Jury Trial demanded

Kelly Richardson, Individually, and
Professionally as Sales Recovery manager

)
)
)

Defendant's

)
)

U.S. DISTRICT COURT
DISTRICT OF NEBRASKA
FILED
2022 NOV 29 AM 10:52

COMPLAINT

Plaintiff Ray D. Wolfe brings this action to obtain redress for the deprivation and conspiracy to deprive Plaintiff's of his federally protected rights as hereafter alleged, and for and defamation of character and loss of business revenue due to Defendants actions.

JURISDICTION

1. This court has subject matter jurisdiction pursuant to 28 U.S.C. §1232, since there is diversity of citizenship with a defendant, and this is a civil action involving, exclusive of interest and costs, a sum in excess of \$75,000.00. This court also has jurisdiction over the causes of action alleged in this petition pursuant to federal pendant jurisdiction.

VENUE

2. Venue is appropriate in this judicial district under 28 U.S.C. § 1337 because Defendants Sandhills Global Inc, and Kelly Richardson are residents of Nebraska and that a substantial part of the events giving rise to this complaint occurred here in Nebraska.

THE PARTIES

3. Plaintiff, Ray D. Wolfe (hereafter “Wolfe” is a legal alien, fully authenticated with both the State of Missouri and United States, State Department, currently residing in the State of Missouri.
4. Defendant, Sandhills Global, (hereafter “Sandhills”) is a corporation within the State of Nebraska..
5. Defendant Kelly Richardson, hereafter (“Richardson”) is a citizen of the state of Nebraska.

FACTS

6. Starting around the mid part of 2015 or so plaintiff Wolfe started using defendants auction site “AuctionTime” and had purchased over 100 tractor front end loaders and numerous other pieces of equipment during the time up until around August or so of 2020 while bidding on a couple of items plaintiff Wolfe could no longer bid and was banned from using the platform.
7. On or around 2015 to 2018 or so plaintiff also had one of his employees that was computer efficient to bid on items while plaintiff was out of the office. His name is Jason Witt. Together we had been able to purchase numerous items without a hitch.
8. One Wednesday in or about August 2020 while Plaintiff Wolfe was bidding on more equipment that all of a sudden plaintiff Wolfe could no longer bid. Plaintiff had already purchased two front end loaders earlier that week from defendants auction platform.
9. Plaintiff Wolfe called into Sandhills administration office to see what the problem was and the lady told plaintiff that his account had been suspended because of negative feedback.
10. Plaintiff Wolfe requested to know where the negative feedback came from so he could confront the accuser, but defendant’s employee failed to provide that information. Therefore plaintiff had no idea where the information came from but knew of other websites that offered auctions so he did not think too much about this injustice at the time.

11. Plaintiff then tried to use another auction platform to purchase equipment that he had used numerous times in the past but it turned out to be blocked as well.

12. On the following Friday plaintiff went to log onto Equipment Facts to attend an auction but found out that he was banned from using that auction site as well. Come to find out it too was owned by defendant Sandhills Global.

13. Plaintiff called into the Equipment Facts administrator and found out that both companies are owned and run by defendant Sandhills Global, and he asked to speak with a supervisor which was defendant Kelly Richardson.

14. Defendant Richardson acted in a hostile manner and said that there was a complaint against plaintiff from an auction company and that plaintiff's account was suspended. Defendant Richardson would not disclose the auction companies name or they too would be a party to this lawsuit for defamation of character.

15. Defendant Richardson made other accusations which were not accurate and with his temper, no telling what he wrote on my information sheet. But no Sandhills employee has the authority to over ride what ever lies defendant Richardson listed.

16. Since plaintiff Wolfe cannot seem to get this straightened out thru the defendants Sandhills administration office and cannot speak with the CEO of the company, I am sure their attorney will be in contact within 21 days of service of process.

17. Due to the negligent of defendants, plaintiff has incurred monetary damages in lost equipment sales as well as damages from the derogatory comments made by defendant Richardson. In reality defendant Sandhills Global has also lost revenue due to the lies and negligence of defendant Richardson.

18. Plaintiff Wolfe has used various auction sites and purchases between a quarter and half a million dollar worth of equipment for resale yearly but has to use a 3d party purchaser to buy on

AuctionTime or Equipment Facts, even though plaintiff still uses other Sandhills sites without a problem or an issue with the site. This problem is ALL due to defendant Kelly Richardson, and Sandhills Global's inability to oversee the injustice that defendant Richardson commits. No telling how much business Sandhills Global is losing due to defendant Richardson.

19. The defendant's Sandhills Global, and Kelly Richardson and possible others unknown to plaintiff at this time has maliciously, willfully, wanton and vindictively committed prejudice and defamation of character, through libel, or slander, and has caused plaintiff to type and file this lawsuit, instead of being at the Brinkley auction like plaintiff had planned for Thursday and Friday. Plaintiff has since found out his account has been on revoked on both AuctionTime and EquipmentFacts.

Count I

DEFAMATION

20. Plaintiff incorporates by reference paragraphs 1 through 19.

21. Defendant's Sandhills Global and Kelly Richardson maliciously and willfully, defamed plaintiff by making statements and filing claims on his AuctionTime and Equipment Facts file which defendants knew or should have known to be false. These statements were made with the intent and certain knowledge that these lies would be reprinted in print form and/or on other media outlets website that other auction sites use and that these defendants willfully entered false and derogatory information with the intent to mislead the other administrators the true nature of this case. That defendants knew, or should have known that the derogatory information was illegal, unjust, malicious, and criminal in nature.

22. That such untrue statements by defendants and others maliciously and willfully defamed plaintiff in writing and verbally, and damaged his good name, character and reputation as an honest and fair business owner and online auction purchaser and seller.

23. Defendant's Sandhills Global and Kelly Richardson and possible others within the company published these allegations, that they knew to be false, misleading, and caused

irreparable harm by the willful, wanton and malicious conduct, and that these statements were completely unfounded due to the fact the defendant Richardson apparently made the false statements without actual reasons since he failed to disclose the alleged perpetrators to plaintiff.

CONSPIRACY TO DEPRIVING PERSONS OF EQUAL PROTECTION OF THE LAWS

24. Plaintiff incorporates by reference paragraphs 1 through 23.
25. Defendant's Sandhills Global and Kelly Richardson conspired with each other, and possible others unknown to plaintiff at this time to deprive plaintiff Wolfe of equal protection of the laws and the equal privileges and immunities under the laws. As a result of the conspiracy, plaintiff was injured by defendants in his property interests, and being able to increase his business interest thru the purchasing of equipment on defendant's website.
26. Defendant's Sandhills Global and Kelly Richardson's actions were prejudice in nature and would be illegal in a civilized society. That they committed a fraud by perpetrating a lie which kept plaintiff from purchasing inventory and equipment from Sandhills auction site AuctionTime and EquipmentFacts.
27. That due to defendant's negligence and illegal actions that plaintiff Wolfe is entitled to monetary damages.

RELIEF REQUESTED

WHEREFORE, Plaintiff's requests the following relief from defendants for the atrocities, unethical, and illegal actions committed against plaintiff:

- a. Count I, Judgment against Defendant's Sandhills Global and Kelly Richardson, and possibly others, jointly and severally for compensatory damages of (One million dollars) \$1,000,000.00 dollars, for defendant's defamatory comments and written statements that they knew to be false, unfounded, and contrived; Compensatory damages of (One Million dollars) \$1,000,000.00 dollars; Punitive damages for Defendant's willful, outrageous and malicious statements and

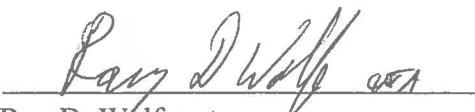
conduct, of (Two Million dollars); \$2,000,000.00 dollars; the costs of the suit and attorney's fees; nominal damages, and such other and further relief as the court may deem proper.

b. Count II, Judgment against defendants Sandhills Global and Kelly Richardson, jointly and severally for conspiring to deprive plaintiff of income off of the purchasing and selling of equipment and for violating plaintiff of his equal protection of the law; compensatory damages of (one Million dollars,) \$1,000,000.00 dollars; Punitive damages against defendant's willful, wanton, outrageous and malicious conduct, of (Two Million) \$2,000,000.00; the costs of their suit and attorney's fees; nominal damages, and such other further relief as the court may deem proper.

JURY TRIAL DEMANDED

Plaintiff demands a trial by jury.

Respectfully Submitted,



Ray D. Wolfe, uta
23142 Lawrence 1210
Aurora Mo. 65605

VERIFICATION

State of Missouri _____
County of Lawrence

Ray D. Wolfe, being first duly sworn under oath, presents that

he/she is the plaintiff in this action; that he/she knows the contents of the complaint or allegation;

and that the information contained therein is true to the best of his/her knowledge, information and belief.

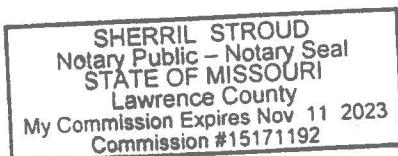
Ray D. Wolfe
Name

All parties must verify

SUBSCRIBED AND SWORN TO before me this 18th day of November, 2022.

Sheril Stroud
Notary Public

Nov. 11, 2023
My commission expires:



Ray D. Wolfe
Ray D. Wolfe Nota



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Mr. Ray D. Wolfe
23142 Lawrence 1210
Aurora, MO 65605

U.S. DISTRICT COURT
100 Centennial Mall N. Ste. 593
Lincoln NE 68508

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NOV 29 2022

CLERK
U.S. DISTRICT COURT
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